

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS**

AFRICAN COMMUNITIES)
TOGETHER, a membership)
organization; UNDOCUBLACK)
NETWORK, a membership)
organization; DAVID KROMA;)
MOMOLU BONGAY; OTHELLO)
A.S.C. DENNIS; YATTA KIAZOLU;)
CHRISTINA WILSON; JERRYDEAN)
SIMPSON; C.B., AL. K., D.D., D.K.,)
AL. K., AD. K. by and through their)
father and next friend DAVID KROMA;)
O.D., and A.D., by and through their)
father and next friend OTHELLO)
A.S.C. DENNIS; O.S. by and through)
his mother and next friend)
JERRYDEAN SIMPSON)

Plaintiffs,

v.

DONALD J. TRUMP, President)
of the United States in)
his official capacity;)
U.S. DEPARTMENT OF)
HOMELAND SECURITY;)
KIRSTJEN NIELSEN,)
Secretary)
of the U.S. Department of)
Homeland Security in her)
official capacity;)

Defendants.

Civil Action No. 19-cv-10432

**MOTION FOR PRELIMINARY
INJUNCTION**

PLAINTIFFS' MOTION FOR A PRELIMINARY INJUNCTION

Plaintiffs, by and through their undersigned counsel, Pursuant to Fed. R. Civ. P. 65(a), move this Court to preliminary enjoin Defendants Donald J. Trump, Kristjen Nielsen and their agents, servants, employees, attorneys, and all persons active in concert with them from implementing and enforcing the upcoming termination of Deferred Enforced Departure (DED) for Liberians lawfully residing in the United States, pursuant to the Presidential Memorandum for the Secretary of State and Secretary of Homeland Security dated March 27, 2018. (Presidential Memorandum)

As explained in detail in the Memorandum of Law in Support of Plaintiffs' Motion For Preliminary Injunction, filed concurrently herewith, Plaintiffs challenge the constitutionality of Defendant Trump's decision to terminate Deferred Enforced Departure (DED) for Liberian immigrants lawfully residing in the United States. In accordance with the Presidential Memorandum, DED for Liberians is set to expire on March 31, 2019. The termination of this program will result in irreparable harm to Plaintiffs by way of forced deportations and family separations.

Plaintiffs submit that the situation meets the standard for a preliminary injunction – there is probable success on the merits, there will be irreparable harm, the balance of hardships tips decidedly towards Plaintiffs, and the public interest will be served.

For the reasons stated in the accompanying Memorandum, Plaintiffs pray that this Court grant this motion and preliminarily enjoin Defendants from implementing or enforcing the Presidential Memorandum until a final hearing on the merits.

Dated: March 11, 2019

Respectfully Submitted

/s/ Oren Nimni

Oren Nimni (BBO #691821)
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/s/Jon Greenbaum

Jon Greenbaum (pro hac vice forthcoming)
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LOCAL RULE 7.1 CERTIFICATION

Pursuant to Local Rule 7.1(a)(2), and Federal Rule of Civil Procedure 37(a), counsel for Plaintiffs has conferred on March 11, 2019 with counsel for the Defendants in a good faith effort to resolve the issues underlying this Motion.

_____/s/Oren Nimni
Oren Nimni